

(12) INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

(19) World Intellectual Property Organization
International Bureau



(43) International Publication Date
2 August 2001 (02.08.2001)

PCT

(10) International Publication Number
WO 01/55444 A1

- (51) International Patent Classification⁷: **C12Q 1/02**, 1/22, C12N 1/20
- (74) Agents: **FARAH, David, A.** et al.; Sheldon & Mak, 225 South Lake Avenue, 9th Floor, Pasadena, CA 91101 (US).
- (21) International Application Number: PCT/US01/02515
- (81) Designated States (*national*): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CR, CU, CZ, DE, DK, DM, DZ, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NO, NZ, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZW.
- (22) International Filing Date: 25 January 2001 (25.01.2001)
- (25) Filing Language: English
- (26) Publication Language: English
- (30) Priority Data:
60/178,538 26 January 2000 (26.01.2000) US
- (84) Designated States (*regional*): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GW, ML, MR, NE, SN, TD, TG).
- (71) Applicant (*for all designated States except US*): **LOMA LINDA UNIVERSITY** [US/US]; Loma Linda, CA 92350 (US).
- (72) Inventors; and
- (75) Inventors/Applicants (*for US only*): **SHABAHANG, Shahrokh** [US/US]; 550 Pepper Way, Redlands, CA 92373 (US). **SZALAY, Aladar, A.** [US/US]; 7327 Fairwood, Highland, CA 92346 (US). **YU, Yong** [CN/US]; 24570 Stewart Street, Apartment #22, Loma Linda, CA 92354 (US).
- Published:
— with international search report
- For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.*

(54) Title: METHOD FOR THE EVALUATION OF IMPLANTABLE MATERIALS

(57) Abstract: A method for evaluating whether a material will allow bacteria to pass through the material comprising providing bacteria which are modified to produce a first detectable signal, placing the bacteria on a first side of the material being evaluated, and determining whether the first signal is present on a second side of the material. A method for the evaluation of a material to determine whether the material is susceptible to bacterial contamination or colonization comprising providing bacteria which are modified to produce a first detectable signal, exposing the material being evaluated to the bacteria and determining whether the first signal is present on the material.

BEST AVAILABLE COPY

WO 01/55444 A1

METHOD FOR THE EVALUATION OF IMPLANTABLE MATERIALS

CROSS-REFERENCE TO RELATED APPLICATION

This application claims the benefit of United States Patent Application 60/178,538, entitled "Method For The Evaluation of The Sealing Ability of Dental Products," filed January 26, 2000; the contents of which are incorporated by reference herein in its entirety.

BACKGROUND

A wide variety of natural and artificial materials are implanted in humans and animals during the treatment of injuries, conditions and diseases. Among the common uses for these materials are as sutures and as filling material for dental cavities.

A variety of methods are currently used to determine whether materials can prevent bacterial contamination from passing through or around the material. In one method, materials intended to fill cavities in teeth are tested by cleaning out the canals of a natural extracted tooth, sealing the root end of the tooth with the material being tested and filling the center with a test substance. The test substance can be a radioisotope, a dye or bacteria. The sealed tooth is then placed in a container with the sealed end contacting a test medium. Over time, the test medium is checked for presence of the test substance to determine whether the material has effectively prevented the test substance from leaking out of the center of the tooth.

Though useful, this method has several disadvantages. Radioisotopes are difficult to work with and are potentially dangerous. The presence of dye in the test medium does not necessarily indicate that bacteria would breach the test material because dyes have a much smaller molecular size than bacteria. Finally, the presence of bacteria in the test medium can indicate that the testing apparatus itself was contaminated rather than that the material was breached.

Additionally, wound closure materials are currently tested by looking at the amount of inflammation the material causes *in vivo*. However, there is no current method for determining whether wound closure material is subject to bacterial contamination or colonization.

Therefore, it would be useful to have a method of testing materials to determine whether they are subject to bacterial contamination or colonization. Further, it would be useful to have another method of testing whether materials can prevent bacteria from passing through or around the material.

SUMMARY

According to one embodiment, the present invention is a method for evaluating whether a material will allow bacteria to pass through the material or pass into the material. The method comprises, first, providing bacteria which are modified to produce a first detectable signal. Then, the bacteria are placed on a first side of the material being evaluated, and a determination is made whether the first signal is present on a second side of the material or within the material. Absence of the first signal on the second side of the material or within the material indicates that the bacteria have not passed through or around the material. Presence of the first signal on the second side of the material or within the material indicates that the bacteria have passed through or around the material.

In a preferred embodiment, the method additionally comprises quantifying the amount of bacteria that will pass through the material or into the material by quantifying the amount of the first signal on the second side of the material. Increasing amounts of the first signal on the second side of the material or within the material indicates increasing amounts of bacteria that will pass through, around or into the material.

In another preferred embodiment, the bacteria are modified to produce a second detectable signal, and the method additionally comprises determining whether the second signal is present on the second side of the material or within the material. Absence of the second signal on the second side of the material or within the material indicates that the bacteria have not passed through or around the material or into the material. Presence of the second signal on the second side of the material or within the material indicates that the bacteria have passed through, around or into the material.

In a preferred embodiment, the first signal is light emission in the visible spectrum. In another preferred embodiment, the second signal is light emission in the visible spectrum. In a particularly preferred embodiment, there the bacteria are modified to incorporate a functional green fluorescent protein. In another particularly preferred embodiment, the bacteria are modified to incorporate a functional luciferase. In yet another particularly preferred embodiment, the bacteria are modified to incorporate both a functional green fluorescent protein and a functional luciferase.

In one embodiment of the present invention, placing the bacteria on a first side of the material being evaluated comprises placing the bacteria in the center of a hollowed out, extracted natural tooth where the root end of the tooth is sealed with the material, and then

placing the root end of the tooth in a test medium. Then, a determination is made whether the first signal is present on a second side of the material or within the material by detecting the first signal in the test medium or within the material. In a particularly preferred embodiment, the bacteria provided are additionally modified to be grown selectively, such as due to antibiotic resistance.

According to another embodiment of the present invention, there is provided a method for the evaluation of a material to determine whether the material is susceptible to bacterial contamination or colonization when implanted into an animal or human. The method comprises providing bacteria which are modified to produce a first detectable signal. Next, the material being evaluated is exposed to the bacteria. Then, a determination is made whether the first signal is present on the material or within the material. Absence of the first signal on the material or within the material indicates that the material is not susceptible to bacterial contamination or colonization. Presence of the first signal on the material or within the material indicates that the material is susceptible to bacterial contamination or colonization.

In a preferred embodiment, the method additionally comprises quantifying the susceptibility of the material to bacterial contamination or colonization by quantifying the amount of the first signal on the material or within the material. Increasing amounts of the first signal on the material or within the material indicates increasing susceptibility of the material to bacterial contamination or colonization. In another preferred embodiment, exposing the material being evaluated to the bacteria comprises using the material as wound closure material in an animal or human. In yet another preferred embodiment, exposing the material being evaluated to the bacteria additionally comprises administering the modified bacteria intravenously to the animal or human.

In a preferred embodiment, the bacteria are modified to produce a second detectable signal, and the method additionally comprises determining whether the second signal is present on the material or within the material. Absence of the second signal on the material or within the material indicates that the material is not susceptible to bacterial contamination or colonization. Presence of the second signal on the material or within the material indicates that the material is susceptible to bacterial contamination or colonization.

FIGURES

The features, aspects and advantages of the present invention will become better

understood with regard to the following description, appended claims and accompanying figures where:

Figure 1 is a diagram showing the plasmid pXylA-dual; and

Figure 2 is a diagram of an apparatus used for testing materials to determine whether the material will allow bacteria to pass through according to the present invention.

DESCRIPTION

The present method allows the testing of materials for implantation to determine whether they can prevent bacteria from passing through or around the material. Additionally, the present method allows the testing of materials for implantation to determine whether they are susceptible to bacterial contamination or colonization. The present method can be used to evaluate dental materials to be used for restorations, endodontic treatment and the surgical repair of teeth, as well as to evaluate wound closure material. However, the present method can also be used to evaluate other materials for implantation into animals or humans, as will be understood by those with skill in the art with reference to this disclosure.

As used in this disclosure, the phrase "passing through or around the material" and equivalent phrases means passing into the material, passing through the material from a first side to a second side and passing between the implanted material and the natural part of the animal or human body at the site of implantation from one side of the material to another. For example, when the implantable material is used as filling material for a tooth cavity, the present method allows the testing of the material to see if bacteria will colonize the material itself on the surface, pass into the material, pass entirely through the filling or pass between the edges of the filling where it forms a seal with the remainder of the natural tooth.

The present method involves the use of modified bacteria. Preferably, the modified bacteria produce a detectable signal when they are living that distinguishes the bacteria from naturally occurring bacteria which might contaminate the apparatuses used in the method. The signal can be any suitable signal as will be understood by those with skill in the art with reference to this disclosure. However, in a preferred embodiment, the signal is light emission in the visible spectrum. In another preferred embodiment, the modified bacteria produce a plurality of such detectable signals when they are living.

In one embodiment, the bacteria are modified to incorporate the cDNA for a functional green fluorescent protein. In another embodiment, the bacteria are modified to incorporate the cDNA for a functional luciferase. In a particularly preferred embodiment,

the bacteria are modified to incorporate both the cDNA for a functional green fluorescent protein and the cDNA for a functional luciferase.

One suitable form of cDNA codes for the green fluorescent protein from the jellyfish *Aequorea victoria*. This form of green fluorescent protein emits green light by accepting energy transfer from sources that include exogenous blue light and from some luciferase catalyzed reactions. The UV light stimulated green fluorescent protein fluorescence does not require cofactors and the gene product alone can be sufficient to allow detection of single living cells under the light microscope. However, cDNA's coding for other green fluorescent proteins are also suitable, including modified forms of green fluorescent proteins.

Another suitable form of cDNA codes for a luciferase from *Xenorhabdus luminescens*. However, cDNA's coding for other luciferases are also suitable including modified forms of luciferases.

The method for evaluating whether a material will allow bacteria to pass through or around the material is performed as follows. First, bacteria are provided which have been modified to produce a first detectable signal. The bacteria are placed on a first side of the material being evaluated. Then, the bacteria are left in contact with the material for a period of time ranging from about a few minutes to about several months or more. Next, the presence or absence of the first signal is determined on a second side of the material or within the material. The absence of the first signal on the second side of the material or within the material indicates that the bacteria have not passed through or around the material. The presence of the first signal on the second side of the material or within the material indicates that the bacteria have passed through or around the material.

The method can additionally comprise quantifying the amount of bacteria that will pass through the material by quantifying the amount of the first signal on the second side of the material. Increasing amounts of the first signal on the second side of the material or within the material indicates increasing amounts of bacteria have passed through or around the material.

Further, the bacteria provided can have been modified to produce a second detectable signal. The method can then additionally comprise determining whether the second signal is present on the second side of the material or within the material. The absence of the second signal on the second side of the material or within the material additionally indicates that the bacteria have not passed through or around the material. The presence of the second signal

on the second side of the material or within the material additionally indicates that the bacteria have passed through or around the material. The second signal can be used to confirm the results determined by detecting the first signal on the second side. Further, depending on the signals used, the second signal can add specificity to quantification of the amount of bacteria that have passed through or around the material.

In one embodiment, the method comprises placing the modified bacteria in the center of a hollowed out, extracted natural tooth. The root end of the tooth is then sealed with the material. The sealed tooth is placed in a test medium with the sealed end covered by the test medium. After a suitable period of time, a determination is made whether the first signal is present on a second side of the material by detecting the first signal in the test medium. The absence of the first signal on the second side of the material or within the material indicates that the bacteria have not passed through or around the material. The presence of the first signal on the second side of the material or within the material indicates that the bacteria have passed through or around the material. The test medium can be a suitable bacteria culture medium to aid in detection of bacteria that have passed through or around the material by allowing bacterial growth and reproduction.

Similarly, when the bacteria have been modified to produce a second detectable signal, the second signal can also be detected in the test medium when they are living. The absence of the second signal on the second side of the material or within the material indicates that the bacteria have not passed through or around the material. The presence of the second signal on the second side of the material or within the material indicates that the bacteria have passed through or around the material.

In another preferred embodiment, there the modified bacteria are additionally modified to be grown selectively. One suitable type of selective growth is to modify the bacteria to be antibiotic resistant, though other types of selective growth are possible as will be understood by those with skill in the art with reference to this disclosure. When the bacteria have been modified to be antibiotic resistant, a suitable antibiotic can be included on the second side of the material being evaluated to discourage bacterial growth from contamination, rather than from the modified bacteria passing through the material being evaluated.

In a preferred embodiment, the present method is a method to determine whether a material is susceptible to bacterial contamination or colonization. The method comprises

providing bacteria which are modified to produce a first detectable signal. Next, the material being evaluated is exposed to the bacteria. Then, a determination is made whether the first signal is present on the material. The absence of the first signal on the material indicates that the material is not susceptible to bacterial contamination or colonization. The presence of the first signal on the material indicates that the material is susceptible to bacterial contamination or colonization.

The method can additionally comprise quantifying the susceptibility of the material to bacterial contamination or colonization by quantifying the amount of the first signal on the material. Increasing amounts of the first signal on the material indicates increasing susceptibility of the material to bacterial contamination or colonization.

In a particularly preferred embodiment, the material being evaluated is used as wound closure material in an animal or human. The material is exposed to the modified bacteria by being placed in the animal or human and then administering the modified bacteria intravenously or by another suitable method to the animal or human. Then, a determination is made whether the first signal is present on the material or within the material.

In another preferred embodiment, the bacteria are modified to produce a second detectable signal. The method additionally comprises determining whether the second signal is present on the material or within the material after exposing the material to the bacteria. The absence of the second signal on the material or within the material indicates that the material is not susceptible to bacterial contamination or colonization. The presence of the second signal on the material or within the material indicates that the material is susceptible to bacterial contamination or colonization.

Examples of the present method will now be described in greater detail. Modified bacteria containing genes to produce a functional green fluorescent protein, a functional luciferase and to contain an antibiotic resistance gene were constructed for use in the method by transformation with a plasmid DNA bearing a cassette with genes producing luciferase, green fluorescent protein and antibiotic resistance as follows. Two constructs were used. The first construct pLITE201 (as disclosed in Voisey CR, Marincs F. Biotechniques 1998;24:56) was a plasmid vector with a gram-negative origin of replication containing the *lux CDABE* cassette from *Xenorhabdus luminescens* driven by the lac promoter. It was purified from DH5 α using the Maxi-Prep DNA purification kit (Qiagen GmbH, Santa Clarita, CA, US). The pLITE201 plasmid was then electroporated into attenuated strains of

Vibrio cholera, *Salmonella typhimurium*, and *Shigella* using BioRad® electroporation protocols for the various strains and the BioRad® Gene Pulser II unit (Bio-Rad Laboratories, Hercules, CA). Positive transformants were identified by placing the outgrowth plates under the Argus 100 low light imager (Hamamatsu Corp., Hamamatsu, Japan). The positive colonies were confirmed by observing fluorescent bacteria under the fluorescent microscope.

The second construct was a *lux ABCDE* cassette from pXylA-dual (Hill, P, University of Nottingham, UK) as shown in Figure 1, purified using the Maxi-Prep kit (Qiagen). This plasmid has a gram-positive origin of replication as well as gram-positive ribosomal binding sites, which allowed expression in gram-positive organisms. The plasmid was then transformed into *Enterococcus faecalis* (strains JH2-2, ATCC4082, and OG1X) using electroporation with the BioRad® Gene Pulser II (Bio-Rad Laboratories, Hercules, CA).

Transformation was accomplished as follows. First, a pre-culture of the *E. faecalis* strains was used to inoculate 15 ml of BYGT broth containing 0.7% glycine to weaken the cell walls. The concentration of glycine was determined as that necessary to reduce bacterial growth as determined by the optical density at 600 or 600 nm by about 70% to 90%. Next, the overnight culture was diluted into pre-warmed BYGT broth containing 0.7% glycine to bring the OD(600) to 0.06-0.08 and the cells were incubated in 37°C without agitation for 1 hour. Then, the cells were chilled on ice and harvested by centrifugation.

Next, the cells were washed twice with electroporation buffer (0.625 M sucrose, 1 mM MgCl₂, pH 4) and the cells were aliquoted into 100:1 volumes and incubated on ice for 30 minutes or deep frozen for later use. Approximately 300 ng of DNA was added and the cells were electroporated using 0.2 cm cuvettes, field strength 6,250 V/cm, resistance 200 Ω, and 25 μF capacitance. The cells were placed on ice for about 1-2 minutes and were diluted into 1 ml THB medium plus antibiotics (Chloramphenicol) and then, incubated at 37°C for 90-120 minutes. Next, the cells were plated on THB agar with 0.25 M sucrose and antibiotics. Colonies were observed in 48 hours under the low light imager (Hamamatsu) and the presence of the plasmid was confirmed by observation of fluorescent bacteria under the fluorescent microscope.

The method of testing materials for implantation to determine whether they can prevent bacteria from passing through the material according to the present invention was performed as follows. Extracted natural teeth were placed in bleach for 24 hours to remove the organic debris from the external surfaces. Some of the material being tested was tested as

dental restorations placed in the coronal aspect of the teeth. Preparations for these tests were made according to the standard protocols for amalgam, composite and crown restorations. The preparations were filled by the test material. Each tooth was placed in a container having a suitable growth medium, antibiotic and the modified bacteria and left for about 48
5 hours. Then the teeth were removed, sectioned and examined to determine if the bacteria penetrated the material. Luminescence was confirmed by examination under a low light imager.

The second application tested was as root repair material. The root canal system was cleaned out to leave a hollow center space in the teeth. The root-end was resected 3 mm
10 from the apex with a high speed, hand drill and a fissure burr, and the root-end was prepared to receive a retrofilling material with a high speed, hand drill and a #2 round burr. The test material was used to seal the root end.

Referring now to Figure 2, there is shown a diagram of an apparatus 10 used for testing materials 12 to determine whether the material will allow bacteria to pass through
15 according to the present invention. Each tooth 14, prepared as described above, was fitted into a microcentrifuge tube 16 and sealed into place using sticky wax so that the root apex 18 was protruding from the tube 16 and fit onto a lower compartment 20 of an apparatus 10. The lower compartment 20 contained liquid broth media and antibiotic or contained solid media and antibiotic, and each tooth was placed into the media. The media and antibiotic
20 were selected based on the strain and antibiotic resistance gene being used. The lid of the microcentrifuge tube was then opened and each tooth 14 was filled with the labeled bacteria in the same liquid broth media containing the antibiotic.

Leakage of bacteria into the media in the lower chamber 20 was evaluated by placing the media in the chamber under a low light imager, or in a luminometer if liquid media was
25 used, (not shown) to measure the presence or absence of labeled bacteria. Leakage was found when using some materials indicating that the material did not prevent passage of bacteria. Therefore, this method can be used to determine whether a material can prevent bacteria from passing through the material.

The method of testing materials for implantation to determine whether they are
30 susceptible to bacterial contamination or colonization according to the present invention was performed as follows. First, an incision was made in the animal skin and the incision was closed by the material being tested in the form of sutures. Approximately 10^7 modified

bacterial were intravenously injected into the animal through the femoral vein or through the tail vein. The animals were monitored daily to determine if the modified bacteria were present on the material being tested as indicated by the presence of luminescence at the incision wound under the low light imager. For some materials, no luminescence was present on the material. For other materials, varying amounts of luminescence was present. Therefore, this method can be used to predict whether a material is susceptible to bacterial contamination or colonization when implanted into an animal or human.

Although the present invention has been discussed in considerable detail with reference to certain preferred embodiments, other embodiments are possible. Therefore, the scope of the appended claims should not be limited to the description of preferred embodiments contained in this disclosure.

WHAT IS CLAIMED IS:

1. A method for evaluating whether a material will allow bacteria to pass through the material or around the material or into the material comprising:

- 5 a) providing bacteria which are modified to produce a first detectable signal;
 b) placing the bacteria on a first side of the material being evaluated; and
 c) determining whether the first signal is present on a second side of the material or within the material;

 where absence of the first signal on the second side of the material or within the material indicates that the bacteria have not passed through or around the material and where
10 presence of the first signal on the second side of the material or within the material indicates that the bacteria have passed through or around the material.

2. The method of claim 1, additionally comprising quantifying the amount of bacteria that will pass through the material or into the material by quantifying the amount of the first signal on the second side of the material;

15 where increasing amounts of the first signal on the second side of the material or within the material indicates increasing amounts of bacteria that will pass through the material or into the material.

3. The method of claim 1, where the bacteria are modified to produce a second detectable signal, and where the method additionally comprises determining whether the
20 second signal is present on the second side of the material or within the material;

 where absence of the second signal on the second side of the material or within the material indicates that the bacteria have not passed through or around the material and where presence of the second signal on the second side of the material or within the material
indicates that the bacteria have passed through or around the material.

25 4. The method of claim 1, where the first signal is light emission in the visible spectrum.

 5. The method of claim 3, where the second signal is light emission in the visible spectrum.

30 6. The method of claim 1, where the bacteria are modified to incorporate a functional green fluorescent protein.

 7. The method of claim 1, where the bacteria are modified to incorporate a functional luciferase.

8. The method of claim 1, where the bacteria are modified to incorporate both a functional green fluorescent protein and a functional luciferase.

9. The method of claim 1, where placing the bacteria on a first side of the material being evaluated comprises placing the bacteria in the center of a hollowed out, extracted natural tooth where the root end of the tooth is sealed with the material, and then placing the root end of the tooth in a test medium; and

where determining whether the first signal is present on a second side of the material or within the material comprises detecting the first signal in the test medium or within the material.

10. The method of claim 3, where placing the bacteria on a first side of the material being evaluated comprises placing the bacteria in the center of a hollowed out, extracted natural tooth where the root end of the tooth is sealed with the material, and then placing the root end of the tooth in a test medium; and

where determining whether the first signal is present on a second side of the material or within the material comprises detecting the first signal in the test medium or within the material.

11. The method of claim 1, where the bacteria provided are additionally modified to be grown selectively.

12. The method of claim 11, where the bacteria grow selectively due to antibiotic resistance.

13. A method for the evaluation of a material to determine whether the material is susceptible to bacterial contamination or colonization when implanted into an animal or human comprising:

a) providing bacteria which are modified to produce a first detectable signal;
b) exposing the material being evaluated to the bacteria; and
c) determining whether the first signal is present on the material or within the material;

where absence of the first signal on the material or within the material indicates that the material is not susceptible to bacterial contamination or colonization and where presence of the first signal on the material or within the material indicates that the material is susceptible to bacterial contamination or colonization.

14. The method of claim 13, additionally comprising quantifying the susceptibility of

the material to bacterial contamination or colonization by quantifying the amount of the first signal on the material or within the material;

where increasing amounts of the first signal on the material or within the material indicates increasing susceptibility of the material to bacterial contamination or colonization.

5 15. The method of claim 14, where exposing the material being evaluated to the bacteria comprises using the material as wound closure material in an animal or human.

16. The method of claim 15, where exposing the material being evaluated to the bacteria additionally comprises administering the modified bacteria intravenously to the animal or human.

10 17. The method of claim 13, where the bacteria are modified to produce a second detectable signal, and where the method additionally comprises determining whether the second signal is present on the material or within the material;

where absence of the second signal on the material or within the material indicates that the material is not susceptible to bacterial contamination or colonization and where
15 presence of the second signal on the material or within the material indicates that the material is susceptible to bacterial contamination or colonization.

18. The method of claim 13, where the first signal is light emission in the visible spectrum.

19. The method of claim 17, where the second signal is light emission in the visible
20 spectrum.

20. The method of claim 13, where the bacteria are modified to incorporate a functional green fluorescent protein.

21. The method of claim 13, where the bacteria are modified to incorporate a functional luciferase.

25 22. The method of claim 13, where the bacteria are modified to incorporate both a functional green fluorescent protein and a functional luciferase.

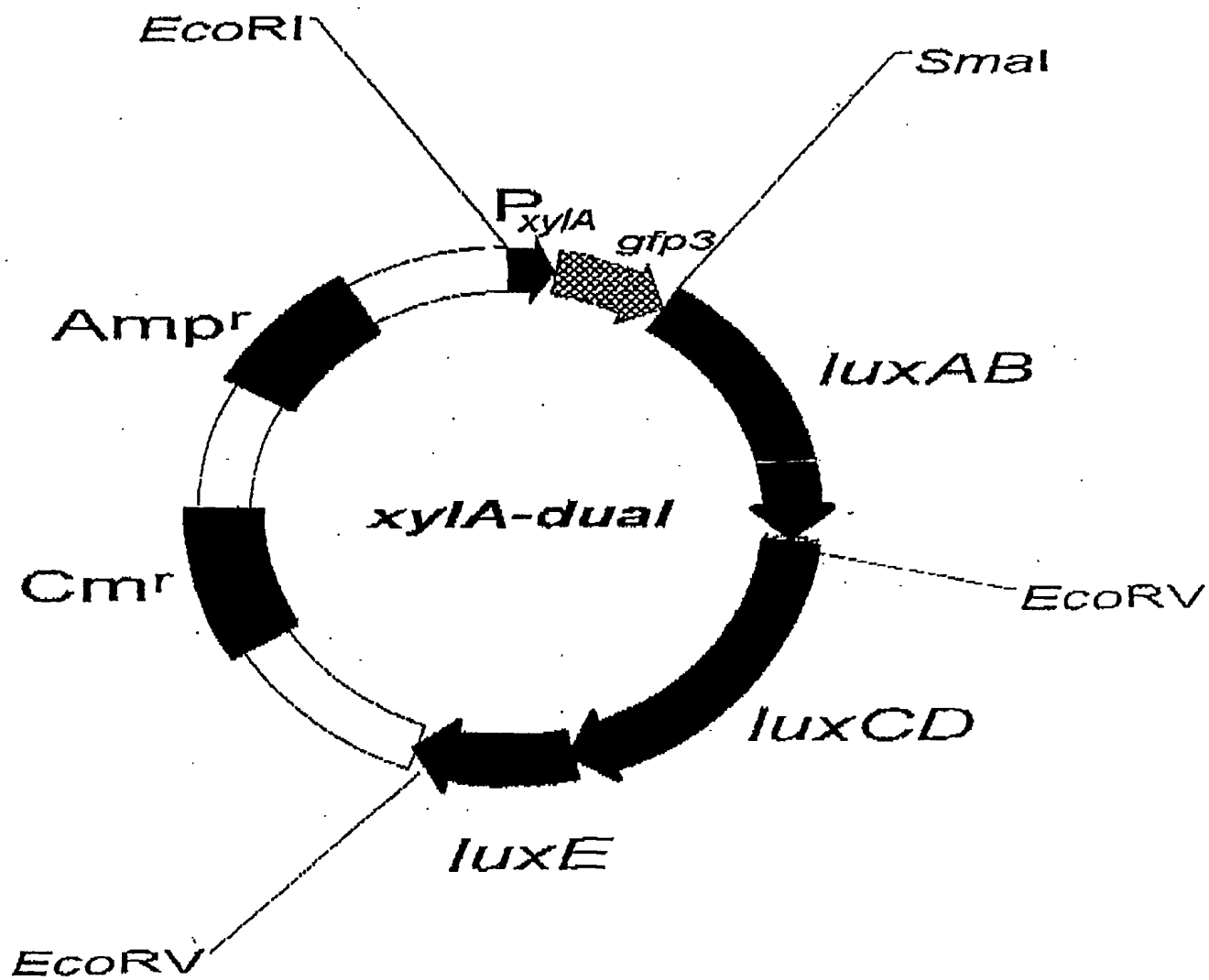


FIGURE 1

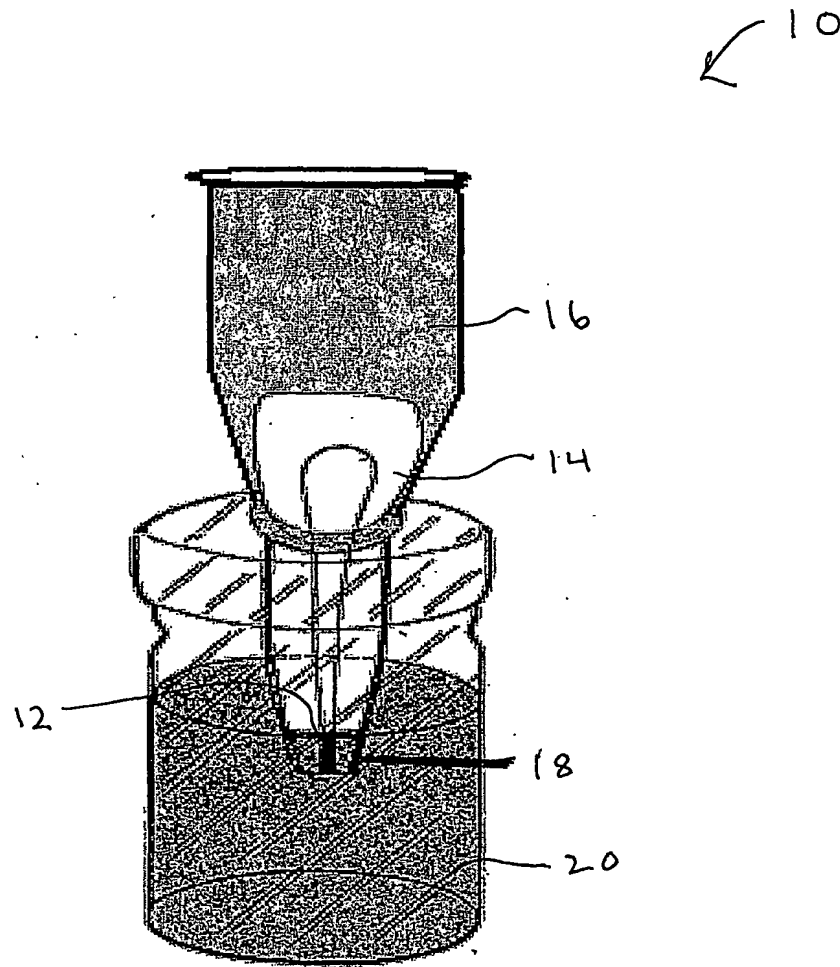


FIGURE 2

INTERNATIONAL SEARCH REPORT

International application No.

PCT/US01/02515

A. CLASSIFICATION OF SUBJECT MATTER

IPC(7) : C12Q 1/02, 1/22; C12N 1/20

US CL : 435/243, 252.1, 29, 31

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

U.S. : 435/243, 252.1, 29, 31

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)
EAST

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	US 4,036,698 A (BUSH et al) 19 July 1977, see entire document.	1-22
A	US 5,422,240 A (LYTLE et al) 06 June 1995, see entire document.	1-22

☐

Further documents are listed in the continuation of Box C.

☐

See patent family annex.

* Special categories of cited documents:

"A" document defining the general state of the art which is not considered to be of particular relevance

"E" earlier application or patent published on or after the international filing date

"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)

"O" document referring to an oral disclosure, use, exhibition or other means

"P" document published prior to the international filing date but later than the priority date claimed

"T"

later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention

"X"

document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone

"Y"

document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art

"&"

document member of the same patent family

Date of the actual completion of the international search

12 March 2001 (12.03.2001)

Date of mailing of the international search report

11 APR 2001

Name and mailing address of the ISA/US

Commissioner of Patents and Trademarks

Box PCT

Washington, D.C. 20231

Facsimile No. (703)305-3230

Authorized officer

L Blaine Lankford

Telephone No. 308-0196

CORRECTED VERSION

(19) World Intellectual Property Organization
International Bureau



(43) International Publication Date
2 August 2001 (02.08.2001)

PCT

(10) International Publication Number
WO 01/055444 A1

(51) International Patent Classification⁷: **C12Q 1/02**,
1/22, C12N 1/20

(21) International Application Number: PCT/US01/02515

(22) International Filing Date: 25 January 2001 (25.01.2001)

(25) Filing Language: English

(26) Publication Language: English

(30) Priority Data:
60/178,538 26 January 2000 (26.01.2000) US

(81) Designated States (*national*): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CR, CU, CZ, DE, DK, DM, DZ, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NO, NZ, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZW.

(84) Designated States (*regional*): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GW, ML, MR, NE, SN, TD, TG).

(71) Applicant (*for all designated States except US*): **LOMA LINDA UNIVERSITY** [US/US]; Loma Linda, CA 92350 (US).

Published:
— with international search report

(72) Inventors; and

(75) Inventors/Applicants (*for US only*): **SHABAHANG, Shahrokh** [US/US]; 550 Pepper Way, Redlands, CA 92373 (US). **SZALAY, Aladar, A.** [US/US]; 7327 Fairwood, Highland, CA 92346 (US). **YU, Yong** [CN/US]; 24570 Stewart Street, Apartment #22, Loma Linda, CA 92354 (US).

(48) Date of publication of this corrected version:
17 October 2002

(15) Information about Correction:
see PCT Gazette No. 42/2002 of 17 October 2002, Section II

(74) Agents: **FARAH, David, A.** et al.; Sheldon & Mak, 225 South Lake Avenue, 9th Floor, Pasadena, CA 91101 (US).

For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

(54) Title: METHOD FOR THE EVALUATION OF IMPLANTABLE MATERIALS

(57) Abstract: A method for evaluating whether a material will allow bacteria to pass through the material comprising providing bacteria which are modified to produce a first detectable signal, placing the bacteria on a first side of the material being evaluated, and determining whether the first signal is present on a second side of the material. A method for the evaluation of a material to determine whether the material is susceptible to bacterial contamination or colonization comprising providing bacteria which are modified to produce a first detectable signal, exposing the material being evaluated to the bacteria and determining whether the first signal is present on the material.

WO 01/055444 A1

METHOD FOR THE EVALUATION OF IMPLANTABLE MATERIALS

CROSS-REFERENCE TO RELATED APPLICATION

This application claims the benefit of United States Patent Application 60/178,538, entitled "Method For The Evaluation of The Sealing Ability of Dental Products," filed January 26, 2000; the contents of which are incorporated by reference herein in its entirety.

BACKGROUND

A wide variety of natural and artificial materials are implanted in humans and animals during the treatment of injuries, conditions and diseases. Among the common uses for these materials are as sutures and as filling material for dental cavities.

A variety of methods are currently used to determine whether materials can prevent bacterial contamination from passing through or around the material. In one method, materials intended to fill cavities in teeth are tested by cleaning out the canals of a natural extracted tooth, sealing the root end of the tooth with the material being tested and filling the center with a test substance. The test substance can be a radioisotope, a dye or bacteria. The sealed tooth is then placed in a container with the sealed end contacting a test medium. Over time, the test medium is checked for presence of the test substance to determine whether the material has effectively prevented the test substance from leaking out of the center of the tooth.

Though useful, this method has several disadvantages. Radioisotopes are difficult to work with and are potentially dangerous. The presence of dye in the test medium does not necessarily indicate that bacteria would breach the test material because dyes have a much smaller molecular size than bacteria. Finally, the presence of bacteria in the test medium can indicate that the testing apparatus itself was contaminated rather than that the material was breached.

Additionally, wound closure materials are currently tested by looking at the amount of inflammation the material causes *in vivo*. However, there is no current method for determining whether wound closure material is subject to bacterial contamination or colonization.

Therefore, it would be useful to have a method of testing materials to determine whether they are subject to bacterial contamination or colonization. Further, it would be useful to have another method of testing whether materials can prevent bacteria from passing through or around the material.

SUMMARY

According to one embodiment, the present invention is a method for evaluating whether a material will allow bacteria to pass through the material or pass into the material. The method comprises, first, providing bacteria which are modified to produce a first detectable signal. Then, the bacteria are placed on a first side of the material being evaluated, and a determination is made whether the first signal is present on a second side of the material or within the material. Absence of the first signal on the second side of the material or within the material indicates that the bacteria have not passed through or around the material. Presence of the first signal on the second side of the material or within the material indicates that the bacteria have passed through or around the material.

In a preferred embodiment, the method additionally comprises quantifying the amount of bacteria that will pass through the material or into the material by quantifying the amount of the first signal on the second side of the material. Increasing amounts of the first signal on the second side of the material or within the material indicates increasing amounts of bacteria that will pass through, around or into the material.

In another preferred embodiment, the bacteria are modified to produce a second detectable signal, and the method additionally comprises determining whether the second signal is present on the second side of the material or within the material. Absence of the second signal on the second side of the material or within the material indicates that the bacteria have not passed through or around the material or into the material. Presence of the second signal on the second side of the material or within the material indicates that the bacteria have passed through, around or into the material.

In a preferred embodiment, the first signal is light emission in the visible spectrum. In another preferred embodiment, the second signal is light emission in the visible spectrum. In a particularly preferred embodiment, there the bacteria are modified to incorporate a functional green fluorescent protein. In another particularly preferred embodiment, the bacteria are modified to incorporate a functional luciferase. In yet another particularly preferred embodiment, the bacteria are modified to incorporate both a functional green fluorescent protein and a functional luciferase.

In one embodiment of the present invention, placing the bacteria on a first side of the material being evaluated comprises placing the bacteria in the center of a hollowed out, extracted natural tooth where the root end of the tooth is sealed with the material, and then

placing the root end of the tooth in a test medium. Then, a determination is made whether the first signal is present on a second side of the material or within the material by detecting the first signal in the test medium or within the material. In a particularly preferred embodiment, the bacteria provided are additionally modified to be grown selectively, such as due to antibiotic resistance.

According to another embodiment of the present invention, there is provided a method for the evaluation of a material to determine whether the material is susceptible to bacterial contamination or colonization when implanted into an animal or human. The method comprises providing bacteria which are modified to produce a first detectable signal. Next, the material being evaluated is exposed to the bacteria. Then, a determination is made whether the first signal is present on the material or within the material. Absence of the first signal on the material or within the material indicates that the material is not susceptible to bacterial contamination or colonization. Presence of the first signal on the material or within the material indicates that the material is susceptible to bacterial contamination or colonization.

In a preferred embodiment, the method additionally comprises quantifying the susceptibility of the material to bacterial contamination or colonization by quantifying the amount of the first signal on the material or within the material. Increasing amounts of the first signal on the material or within the material indicates increasing susceptibility of the material to bacterial contamination or colonization. In another preferred embodiment, exposing the material being evaluated to the bacteria comprises using the material as wound closure material in an animal or human. In yet another preferred embodiment, exposing the material being evaluated to the bacteria additionally comprises administering the modified bacteria intravenously to the animal or human.

In a preferred embodiment, the bacteria are modified to produce a second detectable signal, and the method additionally comprises determining whether the second signal is present on the material or within the material. Absence of the second signal on the material or within the material indicates that the material is not susceptible to bacterial contamination or colonization. Presence of the second signal on the material or within the material indicates that the material is susceptible to bacterial contamination or colonization.

FIGURES

The features, aspects and advantages of the present invention will become better

understood with regard to the following description, appended claims and accompanying figures where:

Figure 1 is a diagram showing the plasmid pXylA-dual; and

Figure 2 is a diagram of an apparatus used for testing materials to determine whether the material will allow bacteria to pass through according to the present invention.

DESCRIPTION

The present method allows the testing of materials for implantation to determine whether they can prevent bacteria from passing through or around the material. Additionally, the present method allows the testing of materials for implantation to determine whether they are susceptible to bacterial contamination or colonization. The present method can be used to evaluate dental materials to be used for restorations, endodontic treatment and the surgical repair of teeth, as well as to evaluate wound closure material. However, the present method can also be used to evaluate other materials for implantation into animals or humans, as will be understood by those with skill in the art with reference to this disclosure.

As used in this disclosure, the phrase "passing through or around the material" and equivalent phrases means passing into the material, passing through the material from a first side to a second side and passing between the implanted material and the natural part of the animal or human body at the site of implantation from one side of the material to another. For example, when the implantable material is used as filling material for a tooth cavity, the present method allows the testing of the material to see if bacteria will colonize the material itself on the surface, pass into the material, pass entirely through the filling or pass between the edges of the filling where it forms a seal with the remainder of the natural tooth.

The present method involves the use of modified bacteria. Preferably, the modified bacteria produce a detectable signal when they are living that distinguishes the bacteria from naturally occurring bacteria which might contaminate the apparatuses used in the method. The signal can be any suitable signal as will be understood by those with skill in the art with reference to this disclosure. However, in a preferred embodiment, the signal is light emission in the visible spectrum. In another preferred embodiment, the modified bacteria produce a plurality of such detectable signals when they are living.

In one embodiment, the bacteria are modified to incorporate the cDNA for a functional green fluorescent protein. In another embodiment, the bacteria are modified to incorporate the cDNA for a functional luciferase. In a particularly preferred embodiment,

the bacteria are modified to incorporate both the cDNA for a functional green fluorescent protein and the cDNA for a functional luciferase.

One suitable form of cDNA codes for the green fluorescent protein from the jellyfish *Aequorea victoria*. This form of green fluorescent protein emits green light by accepting energy transfer from sources that include exogenous blue light and from some luciferase catalyzed reactions. The UV light stimulated green fluorescent protein fluorescence does not require cofactors and the gene product alone can be sufficient to allow detection of single living cells under the light microscope. However, cDNA's coding for other green fluorescent proteins are also suitable, including modified forms of green fluorescent proteins.

Another suitable form of cDNA codes for a luciferase from *Xenorhabdus luminescens*. However, cDNA's coding for other luciferases are also suitable including modified forms of luciferases.

The method for evaluating whether a material will allow bacteria to pass through or around the material is performed as follows. First, bacteria are provided which have been modified to produce a first detectable signal. The bacteria are placed on a first side of the material being evaluated. Then, the bacteria are left in contact with the material for a period of time ranging from about a few minutes to about several months or more. Next, the presence or absence of the first signal is determined on a second side of the material or within the material. The absence of the first signal on the second side of the material or within the material indicates that the bacteria have not passed through or around the material. The presence of the first signal on the second side of the material or within the material indicates that the bacteria have passed through or around the material.

The method can additionally comprise quantifying the amount of bacteria that will pass through the material by quantifying the amount of the first signal on the second side of the material. Increasing amounts of the first signal on the second side of the material or within the material indicates increasing amounts of bacteria have passed through or around the material.

Further, the bacteria provided can have been modified to produce a second detectable signal. The method can then additionally comprise determining whether the second signal is present on the second side of the material or within the material. The absence of the second signal on the second side of the material or within the material additionally indicates that the bacteria have not passed through or around the material. The presence of the second signal

on the second side of the material or within the material additionally indicates that the bacteria have passed through or around the material. The second signal can be used to confirm the results determined by detecting the first signal on the second side. Further, depending on the signals used, the second signal can add specificity to quantification of the amount of bacteria that have passed through or around the material.

In one embodiment, the method comprises placing the modified bacteria in the center of a hollowed out, extracted natural tooth. The root end of the tooth is then sealed with the material. The sealed tooth is placed in a test medium with the sealed end covered by the test medium. After a suitable period of time, a determination is made whether the first signal is present on a second side of the material by detecting the first signal in the test medium. The absence of the first signal on the second side of the material or within the material indicates that the bacteria have not passed through or around the material. The presence of the first signal on the second side of the material or within the material indicates that the bacteria have passed through or around the material. The test medium can be a suitable bacteria culture medium to aid in detection of bacteria that have passed through or around the material by allowing bacterial growth and reproduction.

Similarly, when the bacteria have been modified to produce a second detectable signal, the second signal can also be detected in the test medium when they are living. The absence of the second signal on the second side of the material or within the material indicates that the bacteria have not passed through or around the material. The presence of the second signal on the second side of the material or within the material indicates that the bacteria have passed through or around the material.

In another preferred embodiment, there the modified bacteria are additionally modified to be grown selectively. One suitable type of selective growth is to modify the bacteria to be antibiotic resistant, though other types of selective growth are possible as will be understood by those with skill in the art with reference to this disclosure. When the bacteria have been modified to be antibiotic resistant, a suitable antibiotic can be included on the second side of the material being evaluated to discourage bacterial growth from contamination, rather than from the modified bacteria passing through the material being evaluated.

In a preferred embodiment, the present method is a method to determine whether a material is susceptible to bacterial contamination or colonization. The method comprises

providing bacteria which are modified to produce a first detectable signal. Next, the material being evaluated is exposed to the bacteria. Then, a determination is made whether the first signal is present on the material. The absence of the first signal on the material indicates that the material is not susceptible to bacterial contamination or colonization. The presence of the first signal on the material indicates that the material is susceptible to bacterial contamination or colonization.

The method can additionally comprise quantifying the susceptibility of the material to bacterial contamination or colonization by quantifying the amount of the first signal on the material. Increasing amounts of the first signal on the material indicates increasing susceptibility of the material to bacterial contamination or colonization.

In a particularly preferred embodiment, the material being evaluated is used as wound closure material in an animal or human. The material is exposed to the modified bacteria by being placed in the animal or human and then administering the modified bacteria intravenously or by another suitable method to the animal or human. Then, a determination is made whether the first signal is present on the material or within the material.

In another preferred embodiment, the bacteria are modified to produce a second detectable signal. The method additionally comprises determining whether the second signal is present on the material or within the material after exposing the material to the bacteria. The absence of the second signal on the material or within the material indicates that the material is not susceptible to bacterial contamination or colonization. The presence of the second signal on the material or within the material indicates that the material is susceptible to bacterial contamination or colonization.

Examples of the present method will now be described in greater detail. Modified bacteria containing genes to produce a functional green fluorescent protein, a functional luciferase and to contain an antibiotic resistance gene were constructed for use in the method by transformation with a plasmid DNA bearing a cassette with genes producing luciferase, green fluorescent protein and antibiotic resistance as follows. Two constructs were used. The first construct pLITE201 (as disclosed in Voisey CR, Marincs F. Biotechniques 1998;24:56) was a plasmid vector with a gram-negative origin of replication containing the *lux CDABE* cassette from *Xenorhabdus luminescens* driven by the *lac* promoter. It was purified from DH5 α using the Maxi-Prep DNA purification kit (Qiagen GmbH, Santa Clarita, CA, US). The pLITE201 plasmid was then electroporated into attenuated strains of

Vibrio cholera, *Salmonella typhimurium*, and *Shigella* using BioRad® electroporation protocols for the various strains and the BioRad® Gene Pulser II unit (Bio-Rad Laboratories, Hercules, CA). Positive transformants were identified by placing the outgrowth plates under the Argus 100 low light imager (Hamamatsu Corp., Hamamatsu, Japan). The positive colonies were confirmed by observing fluorescent bacteria under the fluorescent microscope.

The second construct was a *lux ABCDE* cassette from pXylA-dual (Hill, P, University of Nottingham, UK) as shown in Figure 1, purified using the Maxi-Prep kit (Qiagen). This plasmid has a gram-positive origin of replication as well as gram-positive ribosomal binding sites, which allowed expression in gram-positive organisms. The plasmid was then transformed into *Enterococcus faecalis* (strains JH2-2, ATCC4082, and OG1X) using electroporation with the BioRad® Gene Pulser II (Bio-Rad Laboratories, Hercules, CA).

Transformation was accomplished as follows. First, a pre-culture of the *E. faecalis* strains was used to inoculate 15 ml of BYGT broth containing 0.7% glycine to weaken the cell walls. The concentration of glycine was determined as that necessary to reduce bacterial growth as determined by the optical density at 600 or 600 nm by about 70% to 90%. Next, the overnight culture was diluted into pre-warmed BYGT broth containing 0.7% glycine to bring the OD(600) to 0.06-0.08 and the cells were incubated in 37°C without agitation for 1 hour. Then, the cells were chilled on ice and harvested by centrifugation.

Next, the cells were washed twice with electroporation buffer (0.625 M sucrose, 1 mM MgCl₂, pH 4) and the cells were aliquoted into 100:1 volumes and incubated on ice for 30 minutes or deep frozen for later use. Approximately 300 ng of DNA was added and the cells were electroporated using 0.2 cm cuvettes, field strength 6,250 V/cm, resistance 200 Ω, and 25 μF capacitance. The cells were placed on ice for about 1-2 minutes and were diluted into 1 ml THB medium plus antibiotics (Chloramphenicol) and then, incubated at 37°C for 90-120 minutes. Next, the cells were plated on THB agar with 0.25 M sucrose and antibiotics. Colonies were observed in 48 hours under the low light imager (Hamamatsu) and the presence of the plasmid was confirmed by observation of fluorescent bacteria under the fluorescent microscope.

The method of testing materials for implantation to determine whether they can prevent bacteria from passing through the material according to the present invention was performed as follows. Extracted natural teeth were placed in bleach for 24 hours to remove the organic debris from the external surfaces. Some of the material being tested was tested as

5 dental restorations placed in the coronal aspect of the teeth. Preparations for these tests were made according to the standard protocols for amalgam, composite and crown restorations. The preparations were filled by the test material. Each tooth was placed in a container having a suitable growth medium, antibiotic and the modified bacteria and left for about 48 hours. Then the teeth were removed, sectioned and examined to determine if the bacteria penetrated the material. Luminescence was confirmed by examination under a low light imager.

10 The second application tested was as root repair material. The root canal system was cleaned out to leave a hollow center space in the teeth. The root-end was resected 3 mm from the apex with a high speed, hand drill and a fissure burr, and the root-end was prepared to receive a retrofilling material with a high speed, hand drill and a #2 round burr. The test material was used to seal the root end.

15 Referring now to Figure 2, there is shown a diagram of an apparatus 10 used for testing materials 12 to determine whether the material will allow bacteria to pass through according to the present invention. Each tooth 14, prepared as described above, was fitted into a microcentrifuge tube 16 and sealed into place using sticky wax so that the root apex 18 was protruding from the tube 16 and fit onto a lower compartment 20 of an apparatus 10. The lower compartment 20 contained liquid broth media and antibiotic or contained solid media and antibiotic, and each tooth was placed into the media. The media and antibiotic were selected based on the strain and antibiotic resistance gene being used. The lid of the microcentrifuge tube was then opened and each tooth 14 was filled with the labeled bacteria in the same liquid broth media containing the antibiotic.

20 Leakage of bacteria into the media in the lower chamber 20 was evaluated by placing the media in the chamber under a low light imager, or in a luminometer if liquid media was used, (not shown) to measure the presence or absence of labeled bacteria. Leakage was found when using some materials indicating that the material did not prevent passage of bacteria. Therefore, this method can be used to determine whether a material can prevent bacteria from passing through the material.

30 The method of testing materials for implantation to determine whether they are susceptible to bacterial contamination or colonization according to the present invention was performed as follows. First, an incision was made in the animal skin and the incision was closed by the material being tested in the form of sutures. Approximately 10^7 modified

bacterial were intravenously injected into the animal through the femoral vein or through the tail vein. The animals were monitored daily to determine if the modified bacteria were present on the material being tested as indicated by the presence of luminescence at the incision wound under the low light imager. For some materials, no luminescence was present on the material. For other materials, varying amounts of luminescence was present. Therefore, this method can be used to predict whether a material is susceptible to bacterial contamination or colonization when implanted into an animal or human.

Although the present invention has been discussed in considerable detail with reference to certain preferred embodiments, other embodiments are possible. Therefore, the scope of the appended claims should not be limited to the description of preferred embodiments contained in this disclosure.

WHAT IS CLAIMED IS:

1. A method for evaluating whether a material will allow bacteria to pass through the material or around the material or into the material comprising:

- 5 a) providing bacteria which are modified to produce a first detectable signal;
 b) placing the bacteria on a first side of the material being evaluated; and
 c) determining whether the first signal is present on a second side of the material or within the material;

 where absence of the first signal on the second side of the material or within the material indicates that the bacteria have not passed through or around the material and where
10 presence of the first signal on the second side of the material or within the material indicates that the bacteria have passed through or around the material.

2. The method of claim 1, additionally comprising quantifying the amount of bacteria that will pass through the material or into the material by quantifying the amount of the first signal on the second side of the material;

15 where increasing amounts of the first signal on the second side of the material or within the material indicates increasing amounts of bacteria that will pass through the material or into the material.

3. The method of claim 1, where the bacteria are modified to produce a second detectable signal, and where the method additionally comprises determining whether the
20 second signal is present on the second side of the material or within the material;

 where absence of the second signal on the second side of the material or within the material indicates that the bacteria have not passed through or around the material and where
 presence of the second signal on the second side of the material or within the material indicates that the bacteria have passed through or around the material.

25 4. The method of claim 1, where the first signal is light emission in the visible spectrum.

 5. The method of claim 3, where the second signal is light emission in the visible spectrum.

30 6. The method of claim 1, where the bacteria are modified to incorporate a functional green fluorescent protein.

 7. The method of claim 1, where the bacteria are modified to incorporate a functional luciferase.

8. The method of claim 1, where the bacteria are modified to incorporate both a functional green fluorescent protein and a functional luciferase.

9. The method of claim 1, where placing the bacteria on a first side of the material being evaluated comprises placing the bacteria in the center of a hollowed out, extracted natural tooth where the root end of the tooth is sealed with the material, and then placing the root end of the tooth in a test medium; and

where determining whether the first signal is present on a second side of the material or within the material comprises detecting the first signal in the test medium or within the material.

10. The method of claim 3, where placing the bacteria on a first side of the material being evaluated comprises placing the bacteria in the center of a hollowed out, extracted natural tooth where the root end of the tooth is sealed with the material, and then placing the root end of the tooth in a test medium; and

where determining whether the first signal is present on a second side of the material or within the material comprises detecting the first signal in the test medium or within the material.

11. The method of claim 1, where the bacteria provided are additionally modified to be grown selectively.

12. The method of claim 11, where the bacteria grow selectively due to antibiotic resistance.

13. A method for the evaluation of a material to determine whether the material is susceptible to bacterial contamination or colonization when implanted into an animal or human comprising:

- a) providing bacteria which are modified to produce a first detectable signal;
- b) exposing the material being evaluated to the bacteria; and
- c) determining whether the first signal is present on the material or within the material;

where absence of the first signal on the material or within the material indicates that the material is not susceptible to bacterial contamination or colonization and where presence of the first signal on the material or within the material indicates that the material is susceptible to bacterial contamination or colonization.

14. The method of claim 13, additionally comprising quantifying the susceptibility of

the material to bacterial contamination or colonization by quantifying the amount of the first signal on the material or within the material;

where increasing amounts of the first signal on the material or within the material indicates increasing susceptibility of the material to bacterial contamination or colonization.

5 15. The method of claim 14, where exposing the material being evaluated to the bacteria comprises using the material as wound closure material in an animal or human.

16. The method of claim 15, where exposing the material being evaluated to the bacteria additionally comprises administering the modified bacteria intravenously to the animal or human.

10 17. The method of claim 13, where the bacteria are modified to produce a second detectable signal, and where the method additionally comprises determining whether the second signal is present on the material or within the material;

 where absence of the second signal on the material or within the material indicates that the material is not susceptible to bacterial contamination or colonization and where
15 presence of the second signal on the material or within the material indicates that the material is susceptible to bacterial contamination or colonization.

18. The method of claim 13, where the first signal is light emission in the visible spectrum.

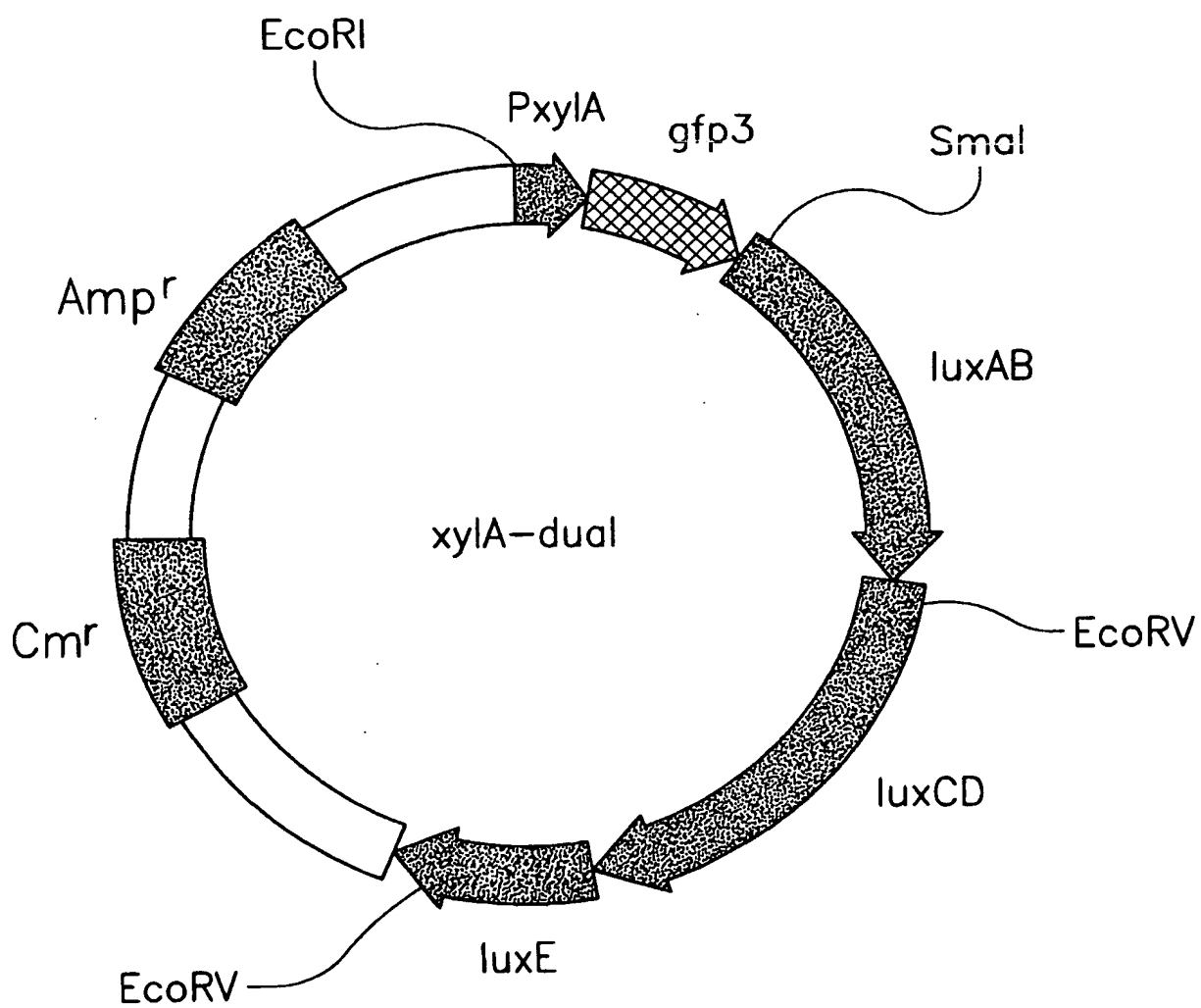
20 19. The method of claim 17, where the second signal is light emission in the visible spectrum.

20. The method of claim 13, where the bacteria are modified to incorporate a functional green fluorescent protein.

21. The method of claim 13, where the bacteria are modified to incorporate a functional luciferase.

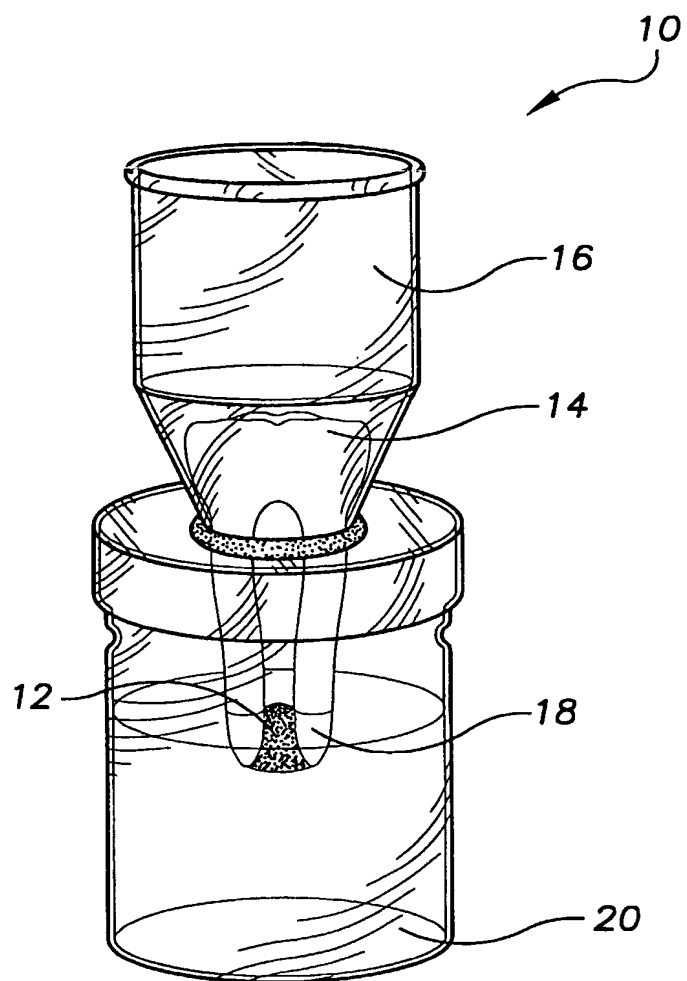
25 22. The method of claim 13, where the bacteria are modified to incorporate both a functional green fluorescent protein and a functional luciferase.

FIG. 1



2/2

FIG. 2



INTERNATIONAL SEARCH REPORT

International application No.

PCT/US01/02515

A. CLASSIFICATION OF SUBJECT MATTER

IPC(7) : C12Q 1/02, 1/22; C12N 1/20

US CL : 435/243, 252.1, 29, 31

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

U.S. : 435/243, 252.1, 29, 31

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)
EAST

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
------------	--	-----------------------

A	US 4,036,698 A (BUSH et al) 19 July 1977, see entire document.	1-22
---	--	------

A	US 5,422,240 A (LYTLE et al) 06 June 1995, see entire document.	1-22
---	---	------

☐ Further documents are listed in the continuation of Box C.

☐ See patent family annex.

* Special categories of cited documents:

"A" document defining the general state of the art which is not considered to be of particular relevance

"E" earlier application or patent published on or after the international filing date

"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)

"O" document referring to an oral disclosure, use, exhibition or other means

"P" document published prior to the international filing date but later than the priority date claimed

"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention

"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone

"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art

"&" document member of the same patent family

Date of the actual completion of the international search

12 March 2001 (12.03.2001)

Date of mailing of the international search report

11 APR 2001

Name and mailing address of the ISA/US

Commissioner of Patents and Trademarks
Box PCT
Washington, D.C. 20231

Facsimile No. (703)305-3230

Authorized officer

L Blaine Lankford

Telephone No. 308-0196

**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ **BLACK BORDERS**
- ☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- ☐ **FADED TEXT OR DRAWING**
- ☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- ☐ **SKEWED/SLANTED IMAGES**
- ☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- ☐ **GRAY SCALE DOCUMENTS**
- ☐ **LINES OR MARKS ON ORIGINAL DOCUMENT**
- ☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- ☐ **OTHER:** _____

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.